

UNITED STATES DISTRICT COURT

for the

Eastern

District of

Virginia

United States of America

v.

David Vernard Sparks

Case No: 3:04CR391

USM No: 38946-083

Date of Original Judgment: 4/14/2005Date of Previous Amended Judgment: 5/13/2010

(Use Date of Last Amended Judgment if Any)

Valencia D. Roberts

Defendant's Attorney

ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 151 months is reduced to 130 months.

(Complete Parts I and II of Page 2 when motion is granted)

This Order is subject to the prohibition contained within U.S.S.G. §1B1.10(b)(2)(C), which provides: "In no event may the reduced term of imprisonment be less than the term of imprisonment the defendant has already served."

Except as otherwise provided, all provisions of the judgments dated April 14, 2005, and May 13, 2010 shall remain in effect.

IT IS SO ORDERED.

Order Date: June 15, 2015

/s/

Judge's signature

Effective Date: November 2, 2015
(if different from order date)

Honorable Robert E. Payne, U.S. District Court Judge
Printed name and title